

The United States of America

To all to whom these presents shall come, Greeting:

Patent

AA-6646-A
AA-6646-A2

This patent is issued by the UNITED STATES, Department of the Interior, Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504, as GRANTOR, to Akhiok-Kaguyak, Inc., Successor in Interest to Natives of Akhiok, Inc., 1400 W. Benson Blvd., Suite 425, Anchorage, Alaska 99503, as GRANTEE, for lands in the Kodiak Recording District.

WHEREAS

Akhiok-Kaguyak, Inc.
Successor in Interest to Natives of Akhiok, Inc.

is entitled to a patent pursuant to Sec. 14(a) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(a), of the surface estate in the following-described lands, which were transferred by Interim Conveyance Nos. 135, 192, 1544, and 1704, issued November 21, 1978, May 23, 1979, July 23, 1992, and March 10, 1997, respectively:

Section 12(a) Lands

LANDS WITHIN THE KODIAK NATIONAL WILDLIFE REFUGE (PLO 1634)

U.S. Survey No. 9390, Alaska.

Containing 49.99 acres, as shown on the plat of survey officially filed on June 7, 1993.

U.S. Survey No. 9460, Alaska.

Containing 69.98 acres, as shown on the plat of survey officially filed on June 17, 1992.

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Seward Meridian, Alaska

T. 35 S., R. 30 W.,
Sec. 32, lot 1;
Secs. 34 and 35.

Containing 883.33 acres, as shown on the plat of survey officially filed on September 28, 1994, the plat of dependent resurvey officially filed on February 25, 1998, and the amended plat of survey officially filed on June 24, 2013.

T. 36 S., R. 30 W.,
Secs. 3 and 4;
Sec. 5, lots 1 and 2;
Sec. 6;
Sec. 7, lots 1 and 2;
Sec. 8, lots 1 and 2;
Secs. 9, 16, and 17;
Sec. 18, lots 2 and 3;
Sec. 19, lots 1 and 2;
Secs. 20, 21, and 29;
Sec. 30, lots 1 and 2;
Secs. 31 and 32.

Containing 8,146.39 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 36 S., R. 31 W.,
Secs. 4, 6, 7, 9, and 10;
Sec. 11, lots 1 and 2;
Secs. 12 and 15;
Sec. 16, lots 1 and 2;
Secs. 17 to 23, inclusive;
Secs. 25, 26, 28, 29, and 36.

Containing 10,198.90 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 37 S., R. 31 W.,
Secs. 1 and 2;
Sec. 3, lots 1 and 2;

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Secs. 4 to 12, inclusive;
Sec. 13, lot 1;
Sec. 15, lot 1;
Secs. 16 to 21, inclusive;
Sec. 22, lot 2;
Sec. 28, lots 1 and 2;
Sec. 29, lots 1 and 2;
Sec. 30, lots 1 and 2;
Sec. 31;
Sec. 32, lots 1 and 2;
Sec. 33, lot 1.

Containing 10,774.57 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 38 S., R. 31 W.,
Sec. 5, lot 3;
Sec. 6;
Sec. 7, lot 1;
Secs. 8, 18, and 19.

Containing 870.45 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 36 S., R. 32 W.,
Secs. 1, 2, 10, 11, and 12;
Sec. 13, lots 1, 2, and 3;
Secs. 14 to 24, inclusive.

Containing 7,303.06 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 37 S., R. 32 W.,
Secs. 1, 12, 13, and 14;
Sec. 15, lots 1 and 2;
Sec. 22, lots 1, 2, and 3;
Secs. 23 and 24;

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Sec. 25, lots 1 and 2;
Secs. 26, 27, and 36.

Containing 6,083.24 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 38 S., R. 32 W.,
Secs. 1 and 12;
Sec. 13, lots 1 and 3;
Sec. 23, lots 1 to 8, inclusive;
Sec. 24, lots 1 and 2;
Sec. 25;
Sec. 26, lots 1, 2, and 3;
Sec. 27, lots 1 to 5, inclusive;
Sec. 34.

Containing 2,219.26 acres, as shown on the plat of survey officially filed on May 17, 1999,
and the amended plat of survey officially filed on April 19, 2012.

Aggregating 46,599.17 acres.

Section 12(b) Lands

LANDS WITHIN THE KODIAK NATIONAL WILDLIFE REFUGE (PLO 1634)

Seward Meridian, Alaska

T. 36 S., R. 31 W.,
Secs. 13, 14, and 24.

Containing 1,906.58 acres, as shown on the plat of survey officially filed on May 17, 1999.

Aggregating 48,505.75 acres.

Section 12(a) Lands

LANDS OUTSIDE THE KODIAK NATIONAL WILDLIFE REFUGE (PLO 1634)

Lots 1 and 2, U.S. Survey No. 4657, Alaska.

Containing 472.12 acres, as shown on the plat of survey accepted on July 6, 1972.

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Seward Meridian, Alaska

T. 36 S., R. 30 W.,
Sec. 8, lot 3;
Sec. 18, lot 1.

Containing 1.64 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 37 S., R. 31 W.,
Sec. 14, lots 1 to 4, inclusive;
Sec. 15, lot 2;
Sec. 22, lot 1 and lots 3 to 8, inclusive;
Sec. 23, lots 1 to 6, inclusive;
Sec. 26;
Sec. 27, lots 1 to 11, inclusive;
Sec. 32, lot 3;
Sec. 33, lots 2, 3, and 4;
Sec. 34.

Containing 813.35 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 38 S., R. 31 W.,
Sec. 4, lots 1 and 2;
Sec. 5, lots 1 and 2.

Containing 79.54 acres, as shown on the plat of survey officially filed on May 17, 1999.

T. 38 S., R. 32 W.,
Tract 37.

Containing 233.41 acres, as shown on the plat of survey officially filed on September 14, 1995.

Aggregating 1,600.06 acres.

Total aggregating Sec. 12(a) and Sec. 12(b) 50,105.81 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above

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described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(f); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1616(b), and the administrative record, including easement memoranda, the following public easements, referenced by Easement Identification Number (EIN) on the easement maps, copies of which can be found in the Bureau of Land Management's public land records, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two- and three-wheeled vehicles, and small all-terrain vehicles (ATV's) (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATV's), snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

- a. (EIN 20 D9, C6, L) A fishery management and public use easement upland of the ordinary high water mark in Sec. 14, T. 36 S., R. 32 W., Seward Meridian, on the right side of Olga Creek near the outlet of the lower South Olga Lake. The easement is two and one-half (2½) acres in size with an additional twenty-five (25) foot wide extension on the bed of the creek along the entire waterfront of the easement. The easement is used for camping, vehicle use, and for fishery management purposes.

- b. (EIN 22 D9, C6, L) A fishery management and public use easement upland of the ordinary high water mark in Sec. 14, T. 36 S., R. 32 W., Seward Meridian, on the left side of Olga Creek near the outlet of lower South Olga Lake. The easement is two and one-half (2½) acres in size with an additional twenty-five (25) foot wide extension on the bed of the creek along the entire waterfront of the easement. The easement is used for camping, vehicle use and for fishery management purposes.
- c. (EIN 23 D9) An easement twenty-five (25) feet in width for a proposed access trail from EIN 24 D9 northerly and southerly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- d. (EIN 23a D9) An easement twenty-five (25) feet in width for a proposed access trail from upper South Olga Lake paralleling an unnamed stream northwesterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- e. (EIN 24 D9) A fishery management and public use easement upland of the ordinary high water mark in Secs. 18 and/or 19, T. 36 S., R. 31 W., Seward Meridian, at the mouth of Olga Creek on lower South Olga Lake. The easement is one (1) acre in size with an additional twenty-five (25) foot wide extension on the bed of the lake along the entire waterfront of the easement. The easement is used for camping, staging, vehicle use and for fishery management purposes.
- f. (EIN 26 C6, D9, L) A site easement one (1) acre in size located upland of the ordinary high water mark in Sec. 17, T. 36 S., R. 31 W., Seward Meridian on Olga Creek, with an additional twenty-five (25) foot wide easement on the bed of the lake along the entire waterfront of the site. The uses allowed are those listed above for a one (1) acre site easement.
- g. (EIN 27 D9) An easement twenty-five (25) feet in width for a proposed access trail from site EIN 26, C6, D9, L southeasterly to isolated public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- h. (EIN 29 D9) An easement twenty-five (25) feet in width for a proposed access trail from the Olga Narrows and site easement

EIN 29a D9 easterly to isolated public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.

- i. (EIN 29a D9) A site easement one (1) acre in size upland of the mean high tide line in Sec. 17, T. 36 S., R. 30 W., Seward Meridian, at the head of trail easement EIN 29 D9 on the Olga Narrows. The uses allowed are those listed above for a one (1) acre site easement.
- j. (EIN 37 C4) An easement twenty-five (25) feet wide for a proposed access trail from Moser Bay and site easement EIN 37a C4 paralleling an unnamed creek easterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- k. (EIN 37a C4) A site easement one (1) acre in size upland of the mean high tide line in Sec. 29, T. 36 S., R. 30 W., Seward Meridian, at the head of trail easement EIN 37 C4 on the east side of Moser Bay. The uses allowed are those listed above for a one (1) acre site easement.
- l. (EIN 39 C5, C6, D1, D9) An easement for a proposed access trail twenty-five (25) feet in width from Snug Cove northerly to public lands. The usage of roads and trails will be controlled by applicable State or Federal law or regulation.
- m. (EIN 42a C5, C6, D1, D9) A site easement upland of the ordinary high water mark in Secs. 23 and 26, T. 36 S., R. 31 W., Seward Meridian, centered on the east end of Moser Lake. The site is twenty-five by one thousand (25 x 1,000) feet in size with an additional twenty-five (25) foot wide easement on the bed of the lake along the entire waterfront of the site. The site is for vehicle use and recreational access to public waters and resources.
- n. (EIN 100 J) A combination of miscellaneous easements for an existing U.S. Coast Guard navigation aid known as Cape Alitak Light located in Sec. 34, T. 38 S., R. 32 W., Seward Meridian, at latitude 56°50'36" N., and longitude 154°18'18" W. The easements include a circular site, having a radius of 225 feet, whose center is the navigation aid and the right of safe ingress and egress to the site. In addition, an easement is reserved for the airspace, through an arc having a 225-foot radius, whose center is the navigation aid, from

0° true north, clockwise, to 360° true north. The uses allowed include those uses associated with the construction, reconstruction, operation, and maintenance of the navigational aid, the right to clear and keep the lands clear from any obstruction infringing upon or penetrating the airspace, the right to remove buildings or obstructions of any type which may infringe upon or extend into the airspace, and the right to prohibit use on and remove from the lands beneath the airspace any object which would create interference for users of the navigation aid. Use is limited to the United States Government and its authorized agents, contractors, and assigns.

- o. (EIN 101 J) An easement twenty-five (25) feet in width for an existing access trail from EIN 102 J, in Sec. 27, T. 38 S., R. 32 W., Seward Meridian, southwesterly approximately 2,700 feet to the navigation aid. The uses allowed are those listed for a twenty-five (25) foot wide trail easement. Use is limited to the United States Government and its authorized agents, contractors, and assigns.
- p. (EIN 102 J) A one (1) acre site easement upland of the mean high tide line in Sec. 27, T. 38 S., R. 32 W., Seward Meridian, on the south shore of Lazy Bay. The uses allowed are those listed for a one (1) acre site. Use is limited to the United States Government and its authorized agents, contractors, and assigns.
- q. (EIN 103 J) An easement twenty-five (25) feet in width for an existing access trail from EIN 104 J, in Sec. 34, T. 38 S., R. 32 W., Seward Meridian, southerly approximately 600 feet to the navigation aid. The uses allowed are those listed for a twenty-five (25) foot wide trail easement. Use is limited to the United States Government and its authorized agents, contractors, and assigns.
- r. (EIN 104 J) A one (1) acre site easement for helicopter landings in Sec. 34, T. 38 S., R. 32 W. Seward Meridian, 600 feet north of the Cape Alitak light and adjacent to trail EIN 103 J.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

- 1. Valid existing rights therein, if any, including but not limited to those created by any lease, contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him.

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Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. § 1616(b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;

2. Those rights for water pipeline purposes as have been granted to CWC Fisheries, Inc., its successors or assigns, by right-of-way A-053899, located within Secs. 23, 25, and 26, T. 36 S., R. 31 W., Seward Meridian, under the Act of February 15, 1901, 31 Stat. 790; 43 U.S.C. § 959;
3. Airport lease AA-9460, containing approximately 49.95 acres, located within lot 2, U.S. Survey No. 4657, Alaska, issued to the State of Alaska, Division of Aviation, under the provisions of the Act of May 24, 1928, 45 Stat. 728-729; 49 U.S.C. § 211-214 (1970);
4. The terms and conditions of the agreement dated November 12, 1976, between the Secretary of the Interior; Koniag, Inc.; Akhiok-Kaguyak, Inc., Successor in Interest to Natives of Akhiok, Inc.; and other Koniag village corporations;
5. The following third-party interest created and identified by U.S. Fish and Wildlife Service, as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971;

U.S. Fish and Wildlife Service Permit P-89-KD issued to Columbia Wards Fisheries (Successor-In-Interest to Pacific American Fisheries, Inc.) for storage ponds, diversion dams, pipelines, flumes and ditches in Sec. 12, T. 38 S., R. 32 W., Seward Meridian.

6. The terms and conditions of the agreement dated May 23, 1995, between Akhiok-Kaguyak, Inc., Successor in Interest to Natives of Akhiok, Inc., and the Secretary of the Interior, entered into pursuant to the Exxon Valdez Oil Spill Trustee Council Final Restoration Plan approved on November 2, 1994. The agreement of May 23, 1995, was recorded on May 26, 1995, in the Kodiak Recording District, at Book 137, on Pages 022 through 098;
7. Requirements of Sec. 22(g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1621(g), that (a) the above-described lands which were on December 18, 1971, within the boundaries of the Kodiak National Wildlife Refuge, Public Land Order No. 1634, remain subject to the laws and regulations governing use and development of such refuge,

and that (b) the right of first refusal, if said land or any part thereof is ever sold by the above-named corporation, is reserved to the United States; and

8. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(c), as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Anchorage, Alaska, the twenty-ninth day of October in the year of our Lord two thousand and fourteen and of the Independence of the United States the two hundred and thirty-ninth.

/s/ Erika L. Reed

By _____
Erika L. Reed
Acting Deputy State Director
Division of Lands and Cadastral

Location Index for Recording Information:

Return Recorded Document to:

T. 38 S., R. 32 W., SM
Tract 37: Secs. 1 & 12

Lots 1 and 2, USS 4657: Secs. 20, 21, 22,
28, & 29, T. 37 S., R. 31 W., SM

USS 9390: Sec. 15, T. 37 S., R. 31 W., SM

USS 9460: Secs. 7 & 18, T. 36 S., R. 30 W., SM

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